

**CLASS DETERMINATION AND FINDINGS
FOR
SOLE SOURCE PROCUREMENTS**

Contracting Agency:	Department on Disability Services (DDS)
Caption/Services:	Residential Supports
Providers:	See Attachment

FINDINGS

1. AUTHORIZATION

D.C. Official Code §2-354.04, 27 DCMR 1304, 1700, 1701 and 2005.6(b)

2. MINIMUM NEED

The Office of Contracting and Procurement on behalf of the Department on Disability Services (DDS), Developmental Disabilities Administration (DDA) has a need for qualified contractors that are approved by the D.C. Department of Health Care Finance to provide Supported Living and Residential Habilitation services under the Home and Community Based Medicaid (HCBM) Waiver 365 days a year for persons with intellectual and developmental disabilities who are residents of the District of Columbia and eligible for services through the Developmental Disabilities Administration.

3. ESTIMATED FAIR AND REASONABLE COST

The estimated fair and reasonable price for an additional 180-day extension for Residential Supports is \$586,539.50.

4. EXPIRATION DATE

The 180-day extension for Residential Services delineated in this Determination and Findings shall expire on March 29, 2017.

5. FACTS WHICH JUSTIFY A SOLE SOURCE PROCUREMENT

The Human Care Agreements listed in Attachment A are currently in the 4th option year period, 5th and final year of the HCA, which expire between September 30, 2016 and December 31, 2016. Currently, the technical team is in the process of developing a new Statement of Work (SOW) to incorporate the revisions of the Social Security Act, Deficit Reduction Act and the Affordable Care Act regarding the waiver for HCBS for these services. The SOW is scheduled to be presented to the Acquisition team within thirty (30) days. Therefore, to alleviate renegotiating rates after the rates are solidified by regulation, extending option year four (4) is in accordance with the terms of the HCA. This is the most advantageous method of fulfilling the District's need, when price and other factors are considered.

Market research was not required as the HCBS program is based on person-centered decisions, which allow residents to select their provider for residential supports.

6. **CERTIFICATION BY AGENCY HEAD**

I hereby certify that the above findings are true, correct and complete.

Andrew Reese
Interim Director, Department on Disability Services

Date

7. **CERTIFICATION BY CONTRACTING OFFICER**

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. The notice of intent to award a sole source contract was published in accordance with 27 DCMR 1304. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method to extend the existing Human Care Agreements listed in Attachment A to continue to provide the residential services.

Marsha Robinson
Contracting Officer

Date

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354.03). Accordingly, I determine that the District is justified in using the sole source method of procurement.

George A. Schutter III
Chief Procurement Officer

Date

ATTACHMENT A

<u>CONTRACTOR</u>	<u>CAPTION</u>	<u>HUMAN CARE AGREEMENT NO. (HCA)</u>
Symbral Foundation	Residential Services	DCJM-2011-H-0002-02
Frontline Community Services	Residential Services	DCJM-2011-H-0002-04
Supreme Healthcare Services, LLC	Residential Services	DCJM-2011-H-0004-05
Jewish Foundation	Residential Services	DCJM-2016-CO-0001-01